

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. : **10/511349**
Applicant : Eugene et al.
Filing date : October 15, 2004
Title : A Polyurethane Resin Derived from Polyhydroxylated Resins
TC/A.U. : 1714
Examiner : **Gorr**
Docket No. : **5510**
Customer No. : 26936

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT (37 C.F.R. §1.321(b))

Dear Sir:

The owner of the entire interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 USC 154 to 156 and 173, as presently shortened by any terminal disclaimer, of United States Patents Nos. 6642343 and 7067607. The owner hereby agrees that any patent granted on the above application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement is to run with any patent granted on the above application and is to be binding upon the grantee, its successors and assigns.

The owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term of

said patent, as defined in 35 USC 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that the patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or in part, is terminally disclaimed under 37 C.F.R. §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer.

For submissions on behalf of an organization, the undersigned attorney is authorized to sign this terminal disclaimer on behalf of the organization.

The undersigned is an attorney of record in this application.

Please charge the fee due under 37 C.F.R. §1.20(d) to Deposit Acct. 19-2110.

Respectfully submitted,

/Charles Fallow/

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October 10, 2006